

1  
2  
3  
4  
5  
6  
7 **UNITED STATES DISTRICT COURT**  
8 **DISTRICT OF NEVADA**  
9

10 DAVID MARISCAL,

11 Petitioner,

12 vs.

13 DWIGHT NEVEN, *et al.*,

14 Respondents.  
15

)  
)  
) 2:11-cv-01846-KJD-CWH  
)  
)  
)

**ORDER**

16 This action is a *pro se* petition for a writ of habeas corpus filed pursuant to 28 U.S.C. § 2254,  
17 by a Nevada state prisoner. Petitioner has filed an application to proceed *in forma pauperis* (ECF  
18 No. 1), but it is incomplete. The financial certificate submitted by petitioner is not signed by an  
19 authorized prison officer. The application also lacks a printout of petitioner's prison account  
20 statement for the preceding six months, as required by 28 U.S.C. § 1915. The application will be  
21 denied, without prejudice.

22 Petitioner will be granted time to do one of the following: (1) pay the \$5 filing fee, or (2) file  
23 a fully completed application to proceed *in forma pauperis*. The Clerk will be ordered to provide  
24 petitioner with the correct form for an application to proceed *in forma pauperis*.

25 **IT IS THEREFORE ORDERED** that petitioner's application to proceed *in forma pauperis*  
26 (ECF No. 1) is **DENIED**, without prejudice to his filing a new, fully completed application.

2